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# ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

**Headquarters**

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

**Southern California Office**

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

[Online Calendar Archive: http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

## **Daily Calendar Tuesday, May 8, 2001**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

### REGULAR COMMISSION BUSINESS MEETINGS

May 14, 2001 *	10 am	San Francisco
May 24, 2001	10 am	San Francisco
June 14, 2001	10 am	San Francisco

\* Additional Commission Conference

### COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

May 11, 2001 (NEW DATE)	1:30 pm	San Francisco
May 21, 2001	1:30 pm	San Francisco
June 11, 2001	1:30 pm	San Francisco

### NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics (also posted in the Daily Calendar on the CPUC website).

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
Voice: 415-703-2074  
FAX: 415-703-1758 (Attn: Public Advisor)
- TTY: 1-866-836-7825 (toll-free)
- 1-415-703-5282

### NOTICES

#### Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's

Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION**

**Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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**COMMISSIONER OFFICE HOURS**

NONE

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**PUBLIC MEETING & WORKSHOPS**

**Public Meeting Notice (REVISED)**

May 7, 2001  
10 am - 3:30 pm

and

May 8, 2001  
9:30 am – 3:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Room 4206  
(Corner of Van Ness and McAllister)  
**San Francisco**

The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review/Approve Meeting Minutes; Discussion of ULTSMB Staff Marketing and Outreach Activities; Review ULTSMB Project Manager's Report; Review and Approve Program Assessment Contractor Selection; Review and Approve Market Research Survey Tool; Review and Approve Call Center Contractor Selection; **Review and Approve Interim Marketing Program Phase II Contractor Selection**; Select Chair and Vice-Chair for 2001; Discuss ULTSMB Activities and Timeline for 2001; CPUC Staff Report and Action Items; SB 669 Transition Plan Update; Discuss G.O. 153; Review/Approve Petition to Modify D. 97-12-105 Regarding Board Membership Issues; Discuss Two-line ULTS Eligibility; Review and Approve Administrative Report and Action Items; Update on ULTS Administrative Committee meeting; Review and Approve ULTSMB Expenses; Review and Approve ULTSMB FY 2002-03 Budget; Begin Developing 2001 Annual Report; Review ULTSMB Correspondences; Discuss Long Term ULTS Marketing Strategic Plan; Discuss Future Meeting Dates; Announcements; Set Future Agenda Items; Hear Public Comments.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Deaf and Disabled Telecommunications Program  
Equipment Program Advisory Committee  
May 10, 2001  
10 am – 4 pm*

*DDTP Offices  
505 14<sup>th</sup> Street, Suite 400  
Oakland*

The Equipment Program Advisory Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:  
I.) Administrative Business, II.) Public Input, III.) Demonstration of Anti-Stuttering Device, IV.) Equipment Program Report, V.) Report from SOP Subcommittee, VI.) Considering the Ablephone for the Program, VII.) Considering Wireless TTY Communication, VIII.) Discussion about Amplified Cordless Phones, IX.) Presentation from Ameriphone, X.) Considering Augmentative Communication Devices (ACDs/ AACs) for the Program, XI.) Discussion of Alaryngeal Devices, XII.) Expanding Three-way Calling for Consumers with Disabilities, XIII.) Other Business, and XIV.) Adjournment.

**DDTPAC Meeting Information:** For more information, please contact Laine Proctor at (510) 302-1100 voice or (510) 302-1101 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting**

*May 14, 2001  
9:30 am*

*California Public Utilities Commission  
505 Van Ness Avenue, Room 3212  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco*

The CHCF-A, the CHCF-B, and the CTF Administrative Committees will hold a meeting to discuss: 1. Introductions; 2. Public Comments; 3. Review and Approval of March 14 and April 12, 2001 Public Meeting Minutes; 4. CHCF-A: a. Discussion/Approval of Expenses and Claims, b. Discussion/Approval of Payment Letter(s), c. Status Report on Financial Condition, d. Budget Augmentation for FY 2001/02 Budget, e. Discussion/Approval of Proposed FY 2002-03 Budget, f. Status Update on the Invitation for Bid for the CHCF-A Financial Audit; 5. CHCF-B: a. Review/Approval of Expenses and Claims, b. Review/Approval of Payment Letter(s), c. Status Report on Financial Condition, d. Discussion/Approval of Claims Audit of Verizon of California pursuant to Resolution T-16440, Budget Augmentation for FY 2001/02 Budget, f. Discussion/Approval of Proposed FY 2002-03 Budget, g. Status Update on the Invitation for Bid for the CHCF-B Financial Audit, g. Status Update on the Attestation Examination of Pacific Bell,

Wirelessco, LP, and AT & T Communications of California; 6. CTF: Review/Approval of Expenses and Claims, b. Review/Approval of Payment Letter(s), c. Status Report on Financial Condition, d. Budget Augmentation for FY 2001/02 Budget, e. Discussion/Approval of Proposed FY 2002-03 Budget, f. Update on the Invitation for Bid for the CTF Financial Audit, g. Status Update on the Attestation Examination of Pacific Bell, Wirelessco, LP, and AT & T Communications of California; 7. Executive Management Oversight and Control of Funds; and 8. Next Public Meeting Dates and Agenda.

The contact person for this meeting is Hassan Mirza at (415) 703-1638.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

California Relay Service Advisory  
Committee (CRSAC) Meeting  
May 16, 2001  
10 am – 4 pm

California School for the Deaf, Riverside  
3044 Horace Street, Social Hall  
Riverside

The California Relay Service Advisory Committee (CRSAC) of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: I.) Routine Business, II.) Introductions, III.) Agenda Modifications and Approval, IV.) Public Input – Morning Session, V.) Review of Minutes of the Previous Meeting, VI.) CRS Report (Sprint and WorldCom Representatives), VII.) Data Report – Sprint, VIII.) Data Report – WorldCom, IX.) Speech-to-Speech Report, X.) Executive Director's Report, XI.) DDTP Staff Reports, XII.) Public Input, XIII.) Discussion of Speech-to-Speech Contract Transition, XIV.) Review of 1999 Vendors Outreach Disbursement Reports, XV.) Discussion of DDTP Relay Numbers in a Multi-vendor Environment, XVI.) Alternate Member for the CRS RFP Subcommittee, XVII.) CRSAC Representative To DDTPAC, XVIII.) Mentoring Project, XIX.) Future Meetings, XX.) Report from CRSAC Representative to DDTPAC, XXI.) Member Reports, and XXII.) Adjournment.

For additional information, please call Laine Proctor, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1101 TTY, or e-mail her at [laine@ddtp.org](mailto:laine@ddtp.org). If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting date. You may also contact Laine to arrange to give public input via TTY or speakerphone during either the morning or the afternoon public input sessions.

**Environmental Reminder:** People with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

California Relay Service Advisory  
Committee (CRSAC) Meeting  
May 16, 2001  
10 am – 4 pm

California School for the Deaf, Riverside  
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Riverside

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**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*California Relay Service Advisory  
Committee (CRSAC) Meeting  
May 16, 2001  
10 am – 4 pm*

*California School for the Deaf, Riverside  
3044 Horace Street, Social Hall  
Riverside*

The California Relay Service Advisory Committee (CRSAC) of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: I.) Routine Business, II.) Introductions, III.) Agenda Modifications and Approval, IV.) Public Input – Morning Session, V.) Review of Minutes of the Previous Meeting, VI.) CRS Report (Sprint and WorldCom Representatives), VII.) Data Report – Sprint, VIII.) Data Report – WorldCom, IX.) Speech-to-Speech Report, X.) Executive Director’s Report, XI.) DDTP Staff Reports, XII.) Public Input, XIII.) Discussion of Speech-to-Speech Contract Transition, XIV.) Review of 1999 Vendors Outreach Disbursement Reports, XV.) Discussion of DDTP Relay Numbers in a Multi-vendor Environment, XVI.) Alternate Member for the CRS RFP Subcommittee, XVII.) CRSAC Representative To DDTPAC, XVIII.) Mentoring Project, XIX.) Future Meetings, XX.) Report from CRSAC Representative to DDTPAC, XXI.) Member Reports, and XXII.) Adjournment.

For additional information, please call Laine Proctor, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1101 TTY, or e-mail her at [laine@ddtp.org](mailto:laine@ddtp.org). If you plan to attend the meeting and need sign language interpreters or other special

communication accommodations, please call the DDTP office at least 5 days prior to the meeting date. You may also contact Laine to arrange to give public input via TTY or speakerphone during either the morning or the afternoon public input sessions.

**Environmental Reminder:** People with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting**

May 16, 2001  
Lottery begins at 1:30 pm

California Public Utilities Commission  
505 Van Ness Avenue, Training Room  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

**LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE  
209, 310, 323, 408, 415, 510, 530, 559, 619, 650, 707, 714, 760, 805, 818, 909, 916, 925,  
AND 949 NUMBERING PLAN AREAS**

The Telecommunications Division of the California Public Utilities Commission will be conducting a lottery to determine allocations of central office codes (NXXs) in the 209, 310, 323, 408, 415, 510, 530, 559, 619, 650, 707, 714, 760, 805, 818, 909, 916, 925, and 949 area codes pursuant to the provisions of D.96-09-087. Applications should be submitted to the California Code Administrator prior to the close of business on May 8, 2001. All companies applying for central office codes must have their NRUF data on file with the California Code Administrator. For information on the NRUF filing, call (925) 363-8736. For information on the lottery process, call (415) 703-3473. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event. Companies, who wish to have a sealed envelope prepared for them on an ongoing basis containing their confidential letter designations for each NPA lottery drawing, should submit such a request in writing. Requests should be submitted prior to the close of business on May 8, 2001 to: Lorann King, Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102.

**Workshop Notice/Public Meeting (REVISED 5/1/01)**

May 18 and 25, 2001  
1:30 pm - 4 pm

California Public Utilities Commission  
505 Van Ness Avenue, Room 3204  
(Corner of Van Ness and McAllister)  
San Francisco

The Universal Lifeline Telephone Service (ULTS) Administrative Committee will meet to address the following: Review/Approve Meeting Minutes, Public Comments, Review/Approve Telephone Claims, CPUC Report and Action Items, SB 669 Transition Plan Update, G.O. 153 Implementation, Review/Approve Verizon Waiver Request, Review/Approve FY2002-2003 ULTS Budget, Discuss ULTS Administrative Committee Charter Modifications, Review/Approve New Telephone Claims Approval Process and payment date, Review/Approve ULTS/ULTSMB Expenses and Authorize Administrative



Transfer, Review/Acceptance of Amervest Report, Review/Approve new Bank Fee Structure, Review Administrative Report, ULTSMB Update, Review/Approve Annual Financial Audit Solicitation, Set Agenda Items for Future Meetings, Approve Meeting Dates through December 2001, and Hear Public Comments. **Note: The Administrative Committee will meet on May 25, 2001 to address items not completed on May 18th.** This meeting is open to the public. The Board reserves the right to limit the time allocated for public comments and each speaker. If you would like to receive an agenda or meeting packet, please notify the ULTS Trust office at (510) 452-2757 or e-mail [ultstrust@msn.com](mailto:ultstrust@msn.com).

This meeting is open to the public. The Board reserves the right to limit the time allocated for public comments and each speaker. If you would like to receive an agenda or meeting packet, please notify the ULTS Trust office at (510) 452-2757 or e-mail [ultstrust@msn.com](mailto:ultstrust@msn.com).

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**NOTICE OF DRAFT RESOLUTIONS**  
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**(Pursuant to PU Code § 311(g))**

**NONE**

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**NEW FILINGS**

5/1/01	A01-05-013	Seyed K. H. Tarri, dba Prompt Shuttle Charter Airport Shuttle Service, for authority to operate as a Passenger Stage Operation between points within the Orange County cities, on the one hand, and the John Wayne Airport, on the other hand (2222 Michelson Drive, Suite 620, Irvine, CA 92612; (800) 643-4757)
5/1/01	A01-05-010	Star Direct Telecom, Inc. and Imperial Enterprises, Inc., joint application for authority to transfer control of Star Direct Telecom, Inc. (U-5982-C) to Imperial Enterprises, Inc.
5/2/01	A01-05-011	Narinderjit Singh Dhillon, dba Dhillon Airporter, for the authority to operate as a Passenger Stage Operation between points in Alameda County, Santa Clara County, and San Mateo County, and the Oakland, San Francisco and San Jose International Airports; (1930 Park Avenue, Apt. #3, San Jose; (408) 557-8124/(408) 234-2518)

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5/4/01	A01-05-012	SCX, Inc., a California Corporation, for a Certificate of Public Convenience and Necessity to operate as a vessel common carrier in scheduled and non-scheduled service between San Diego, Oceanside and Marina del Rey; request for interim authority to commence a demonstration service between San Diego and Oceanside; (8538 Clatsop Lane, San Diego, CA 92129; (858) 538-7917)
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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

5/4/01	R00-10-002	Order Instituting Rulemaking into the Operation of Interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the Effect of these programs on energy prices, other demand responsiveness programs and the reliability of the electric system. <b>Petition for Modification of Decision 01-04-006 by Air Liquide America Corporation, Air Products and Chemicals, Inc., BOC Gases, Inc. and Praxair, Inc.</b>
5/4/01	R00-10-002	Order Instituting Rulemaking into the Operation of Interruptible load programs offered by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company and the Effect of these programs on energy prices, other demand responsiveness programs and the reliability of the electric system. <b>Petition for Modification of Decision 01-04-006 by The California Industrial Users Group.</b>
5/4/01	A99-08-043	Roseville Telephone Company (U 1015 C), to review extended area service compensation and establish replacement revenue funding. <b>Petition for Modification of Decision 00-11-039 by Roseville Telephone Company</b>
5/4/01	A00-11-038	Southern California Edison Company, for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs
	A00-11-056	Pacific Gas and Electric Company, emergency application to adopt a rate stabilization plan

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A00-10-028      The Utility Reform Network, for Modification of  
Resolution E-3527. **Application for Rehearing of  
Decision No. 01-04-005 by CE Generation**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING  
OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

5/4/2001	I99-04-020	Investigation on the Commission's own Motion into the operations, practices, and conduct of Vista Group International, Inc., (U-5650), doing business as Vista Communications (Vista), Thomas Coughlin, Chief Executive Officer of Vista, and Philip Bethune, President of Vista, to determine whether they have violated the laws, rules, and regulations governing the manner in which California consumers are switched from one Long Distance carrier to another; and
	A99-09-038	Application for Authority to transfer control of Communications Billing, Inc. (U-6020-C) from its current shareholders to Thomas M. Coughlin, Sr. and Philip A. Bethune; <b>Presiding Officer's Decision</b>  We conclude that Vista Group International, Inc., doing business as Vista Communications (Vista), during the period January 1997-March 1999 violated Public Utilities Code Sections 702 and 2889.5 and that sanctions are warranted for these violations. However, mitigating circumstances dictate that the fine be stayed for a period of two-years and rescinded if Vista successfully completes the probationary period. We order the payment of reparations of \$20 for each business line of each aggrieved customer, and certain other actions.  We grant Communications Billing, Inc.'s (CBI) request to withdraw the joint application to transfer a portion of its customer base to Thomas M. Coughlin, Sr. and Philip A. Bethune, owners of Vista.
5/7/2001	I01-04-002	Order Instituting Investigation whether Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, and their respective holding companies, PG&E Corporation, Edison International, and Sempra Energy, respondents, have violated relevant statutes and Commission decisions, and whether changes should be

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made to rules, orders, and conditions pertaining to respondents' holding company systems; **Alternate Order of Commissioner Bilas.**

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**ADVICE LETTER FILINGS**  
**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
Filings with Rail Safety and Carriers Division

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**NONE**

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

3/28/01	C.00-08-035	Jones – The Utility Reform Network, the California Mobile Home Resource and Action Association and Does 1-100 vs. Four Seasons Mobile Home Park, The Franciscan Mobile County Club, Rancho Santa Teresa Mobile Home Estates, Diablo Mobile Lodge, Friendly Village Mobile Home Park, Pepper Tree Estates Mobile Home Park, Spanish Ranch Mobile Home Park Number 1, Riverbend Mobile Home Park, Hilton Mobile Home Park, Hillview Mobile Home Park, and Does 1-100.
4/24/01	A.01-01-010	Jones – Application by Pacific Bell Telephone Company (U 1001 C) for arbitration of an interconnection agreement with MCImetro Access Transmission Services, L.L.C. (U 5253 C) pursuant to Section 252(b) of the Telecommunications Act of 1996.

5/3/01            A.00-07-040        O'Donnell – In the matter of the application of Southern California Gas Company for authority to discontinue new installations of earthquake valves on its facilities, and to recover the costs of inspecting earthquake valves already installed.

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

I.00-11-052        Econome – Investigation on the Commission's own motion into the operations, practices, and conduct of Qwest Communications Corporation (Qwest), U-5335-C and its wholly owned subsidiary, LCI International Telecommunications Corporation, doing business as Qwest Communications Services (LCIT), U-5270-C to determine whether Qwest and LCIT have violated the laws, rules, and regulations governing the manner in which California consumers are switched from one long distance carrier to another and billed for long distance telephone services,  
**Prehearing Conference held and continued to May 8**

A.01-03-026        O'Donnell – Application of PacifiCorp (U )!-E) for an order authorizing an immediate interim rate increase, subject to refund and for consideration of a rate stabilization plan,  
**Prehearing Conference held and concluded**

C.00-09-025        Duda – Daniels Cablevision, Inc., and the California Cable Television Association vs. San Diego Gas and Electric Company,  
**Evidentiary Hearing held and no report given**

A.00-11-038        Walwyn – Application of Southern California Edison Company (E 3338-E) for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs,

A.00-11-056        Walwyn – Emergency application of Pacific Gas and Electric Company to adopt a rate stabilization plan,

A.00-10-028        Walwyn – Petition of The Utility Reform Network for

modification of Resolution E-3527,

**Public Participation Hearing held and continued to  
May 8**

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**REMOVALS FROM CALENDAR**

**NONE**

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**NEW SETTINGS**

6/5/01 ALJ Thomas Comr Wood	10:00 a.m. A.00-09-028	<b>(PHC)</b> – In the matter of the application of Verizon California, Inc., (U-1002-C) for approval to transfer intrastate advanced data service assets to Verizon Advanced Data Inc., <b>Commission Courtroom, San Francisco</b>
5/18/01 ALJ Bennett	10:30 a.m. C.01-04-028	<b>(ECP)</b> – Skip & Gail Thomson vs. Pacific Bell Telephone Company,  <b>Solano Co. Board of Supervisors Chamber 580 Texas Street Fairfield, CA</b>
6/12/01 ALJ Vieth Comr Bilas	2:00 p.m. C.88-03-016	<b>(OA)</b> – The City of St. Helena vs. Napa Valley Wine Train, Inc.,  <b>Commission Auditorium, San Francisco</b>

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**LAW AND MOTION**

Law and Motion Hearings are held before **Administrative Law Judge Victor Ryerson** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

4/17/01            10:00 a.m.            NONE SCHEDULED

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4/24/01	10:00 a.m.	NONE SCHEDULED
5/01/01	10:00 a.m.	NONE SCHEDULED

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### FINAL ORAL ARGUMENTS

5/11/01	9:00 a.m.	(FOA) – Application of Southern California Edison Company (E 3338-E) for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs,
ALJ Walwyn	A.00-11-038	
Comr Lynch		
	A.00-11-056	(FOA) – Emergency application of Pacific Gas and Electric Company to adopt a rate stabilization plan,
	A.00-10-028	(FOA) – Petition of The Utility Reform Network for modification of Resolution E-3527,

**Commission Auditorium, San Francisco**

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### HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

<b>(PHC) = Prehearing Conference</b>	<b>(FOA) = Final Oral Argument</b>
<b>(EH) = Evidentiary Hearing</b>	<b>(WS) = Workshop</b>
<b>(PPH) = Public Participation Hearing</b>	<b>(FPH) = Full Panel Hearing</b>
<b>(IAM) = Initial Arbitration Meeting</b>	<b>(AH) = Arbitration Hearing</b>
<b>(M) = Mediation</b>	<b>(CA) = Closing Argument</b>

5/8/01	9:00 a.m.	(EH) – Investigation on the Commission’s own motion into the operations, practices, and conduct of Qwest Communications Corporation (Qwest), U-5335-C and its wholly owned subsidiary, LCI International Telecommunications Corporation, doing business as Qwest Communications Services (LCIT), U-5270-C to determine whether Qwest and LCIT have violated the laws, rules, and regulations governing the manner in which California consumers are switched
ALJ Econome	I.00-11-052	
Comr Wood		

from one long distance carrier to another and billed for long distance telephone services,

**Commission Courtroom, San Francisco**  
**(also 9:00 a.m. on May 9 – 11)**

5/8/01                      2:00 p.m.  
ALJ Walwyn              A.00-11-038  
Comr Lynch

**(PPH)** – Application of Southern California Edison Company (E 3338-E) for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs,

A.00-11-056

**(PPH)** – Emergency application of Pacific Gas and Electric Company to adopt a rate stabilization plan,

A.00-10-028

**(PPH)** – Petition of The Utility Reform Network for modification of Resolution E-3527,

**Fresno Convention Center**  
**700 “M” Street**  
**Fresno, CA**

May 8, 2001  
7:00 p.m.

Visalia Convention  
Center  
303 East Acequia Avenue  
Visalia, CA

May 9, 2001  
2:00 p.m.

Fullerton College  
Auditorium  
321 E. Chapman  
Fullerton, CA

May 9, 2001  
7:00 p.m.

Radisson Hotel  
295 North E Street  
San Bernardino, CA

May 10, 2001  
12:00 Noon

Clarion Hotel  
700 16<sup>th</sup> Street  
Sacramento, CA

May 10, 2001  
7:00 p.m.

Caltrans – District 4  
Auditorium  
111 Grand Avenue  
Oakland, CA

May 11, 2001  
3:00 p.m.

Double Tree Hotel  
2050 Gateway Place



San Jose, CA

5/8/01	10:00 a.m.	<b>(PHC)</b> – In the matter of the application of Catalina Red & White Cruises, Inc., a California corporation, for a Certificate of Public Convenience and Necessity to operate as a vessel common carrier between Long Beach and Los Angeles (San Pedro), California on the one hand and all points and places on Santa Catalina Island on the other hand, and between all points and places at and within three miles of Santa Catalina Island; request for interim operating authority, <b>Commission Courtroom, San Francisco</b>
ALJ Rosenthal	A.01-02-026	
Comr Bilas		

5/10/01	10:00 a.m.	<b>(PHC)</b> – Application of San Diego Gas & Electric Company (U 902-E) for an order implementing Assembly 265,
ALJ Wetzell	A.00-10-045	
Comr Wood		

	A.01-01-044	<b>(PHC)</b> – Application of San Diego Gas & Electric Company (U 902-E) for authority to implement an electric rate surcharge to manage the balance in the energy rate ceiling revenue shortfall account,
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**Commission Courtroom, San Francisco**

**(also (PPH) on the following dates:**

May 21, 2001	Board of Supervisors
1:30 p.m.	Chamber
	1600 Pacific Highway,
	Room 310
	San Diego, CA

May 21, 2001	El Cajon Community
7:00 p.m.	Center
	195 E. Douglas
	El Cajon, CA

May 22, 2001	Oceanside Community
7:00 p.m.	Center
	330 North Coast Highway
	Oceanside, CA

**(also (EH) Tuesday, May 22, Wednesday, 23, 2001  
at 9:30 a.m.  
Scottish Rite Center**

**The Square and Compass Rooms**  
**1895 Camino del Rio South**  
**San Diego, CA**

5/10/01	10:00 a.m.	(PHC) – Conditional application of Pacific Gas and
ALJ Allen	A.01-04-012	Electric Company (U 39-E) for a Certificate of Public
Comr Lynch		Convenience and Necessity authorizing the
		construction of the Los Banos-Gates kV Transmission
		project,

## Commission Courtroom, San Francisco

5/11/01	10:30 a.m.	(ECP) – Skip & Gail Thomson vs. Pacific Bell
ALJ Bennett	C.01-04-028	Telephone Company,
		<b>Solano County Board of Supervisors Chamber</b>
		<b>580 Texas Street</b>
		<b>Fairfield, CA</b>

5/11/01	10:00 a.m.	(EH) – Investigation on the Commission’s own
ALJ Ryerson	I.97-07-018	motion into the operations, practices, rates and charges
Comr Duque		of the Hillview Water Company, Inc., a corporation,
		and Roger L. Forrester, the principal shareholder and
		president,

**Commission Courtroom, San Francisco**

5/14/01	10:00 a.m.	(EH) – Application of Pacific Gas and Electric
ALJ Patrick	A.00-09-001	Company in the 2000 Annual Transition Cost
Comr Wood		Proceeding for the record period July 1, 1999, through
		June 30, 2000.

A.00-09-014 **(EH)** – Application of Southern California Edison Company (U 338-E) to review and recover Transition Cost Balancing Account entries from July 1, 1999 through June 30, 2000 and various generation-related memorandum account entries.

A.00-10-008      **(EH)** – Application of San Diego Gas & Electric Company (U 902-E) in the third annual transition cost proceeding addressing (1) the Transition Cost Balancing Account (TCBA), and (2) the reasonableness of San Diego Gas & Electric Company’s energy procurement practices,  
**Commission Courtroom, San Francisco**  
**(also May 15 – 18; May 21 – 25 at 10:00 a.m.)**

5/14/01            10:00 a.m.            **(EH)** – Application for authority for Country Road

ALJ Duda Comr Lynch	A.00-09-045	Communications, Inc. and Evans Telephone Holding, Inc., to acquire and control Evans Telephone Company, <b>Commission Courtroom, San Francisco</b>
5/14/01 ALJ Bennett Comr Duque	10:00 a.m. A.00-10-049	<b>(EH)</b> – Application of Citizens Utilities Company of California for approval of its water system master plan update for its Montara District, <b>Commission Courtroom, San Francisco</b> <b>(also May 15 – 16)</b>
5/14/01 ALJ Jones Comr Wood	10:00 a.m. C.00-11-018	<b>(EH)</b> – The Office of Ratepayer Advocates vs. Pacific Bell Telephone Company (U 1001 C), <b>Commission Courtroom, San Francisco</b> <b>(also May 15 – 17 at 9:00 a.m.)</b>
5/15/01 ALJ Thomas Comr Lynch	10:00 a.m. A.00-02-039 <b>(Second Phase)</b>	<b>(PHC)</b> - Application of Metromedia Fiber Network Services, Inc. (U-6030-C) for modification of its Certificate of Public Convenience and Necessity to Comply with the California Environmental Quality Act, <b>Commission Courtroom, San Francisco</b>
5/15/01 ALJ Prestidge Comr Wood	10:00 a.m. C.00-09-025	<b>(EH)</b> – Daniels Cablevision, Inc., and the California Cable Television Association vs. San Diego Gas and Electric Company, <b>Commission Courtroom, San Francisco</b> <b>(also May 16 - 17)</b>
5/17/01 ALJ Brown Comr Bilas	10:00 a.m. I.00-11-002	<b>(TELEPHONIC PREHEARING MEET &amp; CONFER)</b> – Order Instituting Investigation into the adequacy of the Southern California Gas Company’s and San Diego Gas & Electric Company’s (SDG&E) gas transmission systems to serve the present and future gas requirements of SDG&E’s core and noncore customers, <b>(also (EH) on May 21 – 25; May 30 – 31; and June 1, commencing at 10:00 a.m. to 4:00 p.m. on May 21 and 9:30 a.m. to 3:30 p.m. on subsequent days)</b>
5/18/01 ALJ Bennett	10:30 a.m. C.01-04-028	<b>(ECP)</b> – Skip & Gail Thomson vs. Pacific Bell Telephone Company,  <b>Solano Co. Board of Supervisors Chamber</b>

**580 Texas Street  
Fairfield, CA**

5/21/01	10:00 a.m.	(EH) - Joint application of Southern California Water
ALJ Bennett	A.00-05-043	Company (U 133 W) and Peerless Water Company
Comr Duque		(U 335 W) for approval of a plan of merger of
		Southern California Water Company and Peerless
		Water Company,
		<b>Commission Courtroom, Los Angeles</b>

**(also May 22 – 23, commencing at  
Commission Offices  
State Office Building  
320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA**

5/22/01	11:00 a.m.	(PHC)- Investigation on the Commission's own
ALJ Barnett	I.01-04-027	motion into the performance obligations of qualifying
Comr Wood		facilities pursuant to contracts with California Public
		Utilities,
		<b>Commission Courtroom, San Francisco</b>

5/23/01	9:00 a.m.	(WORKSHOP) – Rulemaking on the Commission's
ALJ Jones	R.93-04-003	own motion to govern open access to bottleneck
Comr Bilas		services and establish a framework for network
		architecture development of dominant carrier
		networks,

I.93-04-002 (Line Sharing Phase)	(WORKSHOP) – Investigation on the Commission's
	own motion into open access and network architecture
	development of dominant carrier networks,
	<b>Commission Courtroom, San Francisco</b>
	<b>(also May 24 - 25)</b>

6/4/01	10:00 a.m.	(EH) – Utility Consumers' Action Network vs. San
ALJ Brown	C.00-08-040	Diego Gas & Electric (U 1001 C),
Comr Wood		<b>San Diego State Office Building</b>
		<b>1350 Front Street, Room B-102</b>
		<b>San Diego, CA</b>
		<b>(also June 5 – 8 at 9:30 a.m. – 3:30 p.m.)</b>

6/5/01	10:00 a.m.	(PHC) – In the matter of the application of Verizon
ALJ Thomas	A.00-09-028	California, Inc., (U-1002-C) for approval to transfer
Comr Wood		intrastate advanced data service assets to Verizon
		Advanced Data Inc.,

**Commission Courtroom, San Francisco**

6/6/01	10:00 a.m.	(EH) – Application of Pacific Gas and Electric
ALJ Barnett	A.00-07-043	Company (U 39 E) for authority, among other things,
Comr Wood	(Phase I)	to increase rates and charges for electric service
		effective on January 1, 2001,

**Commission Courtroom, San Francisco  
(also June 7 – 8)**

6/6/01	1:30 p.m.	(PHC) - Application of Del Oro Water Co., Inc.
ALJ Walker	A.00-11-053	(U-61-W) for a determination by the Commission that
Comr Duque		certain main extension agreements between itself and
		others are neither invalid nor fail to comply with the
		Utility's Rule 15 and/or the Commission's decisions,
		rules, and regulations pertaining to water main
		extension agreements,

**Commission Courtroom, San Francisco**

6/12/01	2:00 p.m.	(OA) – The City of St. Helena vs. Napa Valley Wine
ALJ Vieth	C.88-03-016	Train, Inc.,
Comr Bilas		

**Commission Auditorium, San Francisco**

6/15/01	11:00 a.m.	(ECP) – Steven Marshall vs. Pacific Bell,
ALJ Barnett	C.01-04-018	

**Commission Courtroom, Los Angeles  
State Office Building  
320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA**

6/15/01	12:00 Noon	(ECP) – Michael Secrest vs. Pacific Bell,
ALJ Barnett	C.01-04-017	

**Commission Courtroom, Los Angeles  
State Office Building  
320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA**

6/15/01	12:30 p.m.	(ECP) – Constant Bryant, Jr. vs. Pacific Bell,
ALJ Barnett	C.01-04-035	

**Commission Courtroom, Los Angeles  
State Office Building  
320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA**

6/15/01	2:00 p.m.	(ECP) – Jennifer Pelaez, Richard Pelaez vs. Southern
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ALJ Barnett	C.01-04-037	California Edison Company, <b>Commission Courtroom, Los Angeles</b> <b>State Office Building</b> <b>320 West 4<sup>th</sup> Street, Suite 500</b> <b>Los Angeles, CA</b>
6/18/01 ALJ Barnett Comr Wood	10:00 a.m. A.00-10-008	(EH) – Application of San Diego Gas & Electric Company (U 902-E) in the Third Annual Transition Cost proceeding addressing (1) the Transition Cost Balancing Account (TCBA), and (2) the reasonableness of San Diego Gas & Electric Company’s energy procurement practices, <b>Commission Courtroom, San Francisco</b> <b>(also June 19 – 22)</b>
6/20/01 ALJ Vieth Comr Duque	10:00 a.m. A.00-09-048	(EH) – In the matter of the application of the Southern California Water Company (U 133 W) for authority to establish a lifeline rate for residential domestic water service in Region III, <b>Commission Courtroom, San Francisco</b> <b>(also June 21)</b>
6/25/01 ALJ Thomas Comr Bilas	2:00 p.m. and 7:00 p.m. A.00-07-001 (two sessions)	(PPH) – Application of Sierra Pacific Power Company for approval of a proposed distribution performance-based ratemaking mechanism supported by a cost of service study, <b>City of South Lake Tahoe</b> <b>Council Chambers</b> <b>1900 Lake Tahoe Boulevard</b> <b>South Lake Tahoe, CA</b>
6/25/01 ALJ Barnett Comr Bilas	10:00 a.m. A.01-01-021	(EH) – Application of Southern California Gas Company (U 904 G) in compliance with Resolution G-3304 and of Southern California Gas Company and San Diego Gas & Electric Company (U 902 G) to consolidate their gas supply portfolios, <b>Commission Courtroom, San Francisco</b> <b>(also June 26 – 29)</b>
7/13/01 ALJ Brown Comr Bilas	10:00 a.m. I.00-11-002 (Phase II)	(PREHEARING MEET & CONFER) –Order instituting investigation into the adequacy of the Southern California Gas Company’s and San Diego Gas & Electric Company’s (SDG&E) gas transmission systems to serve the present and future gas requirements ofSDG&E’s core and noncore

customers,  
**Commission Courtroom, San Francisco**  
**(also (EH) July 16 – 20; 10:00 a.m. – 4:00 p.m.)**

7/13/01	11:00 a.m.	(EH) – F.S. Orsay vs. Pacific Bell Telephone
ALJ Barnett	C.01-01-047	Company,
Comr Brown		<b>Commission Courtroom, Los Angeles</b>
		<b>State Office Building</b>
		<b>320 West 4<sup>th</sup> Street, Suite 500</b>
		<b>Los Angeles, CA</b>

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### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

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### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

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### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

05/03/01	A00-05-013	Pacific Gas and Electric Company, for 2001 Cost of Capital and for Annual Cost of Capital Adjustment Mechanism.
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**Summary:** On April 30, 2001, Jasmin Ansar, Manager, Regulatory Relations, Pacific Gas and Electric Company (PG&E), met with Ann Watson, advisor to Cmmr. Bilas, in San Francisco. Also present were: Les Guliasi, Director, Regulatory Relations, and Richard Patterson, Manager, Business and Financial Planning, for PG&E. Patterson stated that in 2001, PG&E would invest \$1.5 billion in capital, which is needed for reliability and growth in the utility system. Patterson explained that it is critical to maintain an adequate return on equity for these investments. Patterson noted that the proposed decision appropriately takes into consideration current interest rates and the financial distress of PG&E, and leaves the current return on equity unchanged.

**Filer: Pacific Gas and Electric Company**

**Contact: Michelle Brown**

**Phone: (415) 972-5611**

05/03/01	A00-11-009	Pacific Gas and Electric Company, Compliance Application for Approval of Year 2001 Low Income Programs in Compliance with Ordering Paragraph 4 of Decision 00-09-036.
	A00-11-011	Southern California Gas Company, for authority to continue low income assistance programs and funding through 2001.
	A00-11-012	San Diego Gas & Electric Company, for authority to continue low income assistance programs and funding through 2001.
	A00-11-020	Southern California Edison Company, compliance application for approval of Year 2001 Low Income Program Plans.

**Summary:** On May 2, 2001, Peter Miller, Senior Scientist with the Natural Resources Defense Council, spoke separately by telephone with Linda Serizawa, advisor to Cmmr. Wood, and Robert Kinosian, advisor to Cmmr. Lynch. Referring to the proposal to dedicate \$25 million from SBX1 5 to the Low Income Energy Efficiency Program, Miller indicated that other programs might be in greater need of these funds at this time and that the Commission would be evaluating the full range of opportunities. Miller urged the Commission to defer allocation of the \$25 million from SBX1 5, so that the allocation could be done in the broader context of these other opportunities.

**Filer: Natural Resources Defense Council**

**Contact: Peter Miller**

**Phone: (415) 777-0220**

**e-mail: pmiller@nrdc.org**

05/04/01	A00-11-009	Pacific Gas and Electric Company, Compliance Application for Approval of Year 2001 Low Income Programs in Compliance with Ordering Paragraph 4 of Decision 00-09-036.
	A00-11-011	Southern California Gas Company, for authority to continue low income assistance programs and funding through 2001.



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|------------|--|
| A00-11-012 | San Diego Gas & Electric Company, for authority to continue low income assistance programs and funding through 2001. |
| A00-11-020 | Southern California Edison Company, compliance application for approval of Year 2001 Low Income Program Plans.       |

**Summary:** On May 1, 2001, Judy Peck, State Regulatory Relations Administrator, Sempra Energy, met with Linda Serizawa, advisor to Cmmr. Wood, and Robert Kinosian, advisor to Cmmr. Lynch, in two separate meetings in San Francisco. Peck expressed concern that beyond the \$260 million allocated for Low Income Programs, Item 8 of the Commission's May 3, 2001 agenda transferred an additional \$25 million to LIEE from funding that was allocated by SBX1 5 for energy efficiency programs to replace appliances and HVAC equipment. Peck pointed out that while SBX1 5 indicated that priority for these funds should be given to appliance replacement in low and moderate income households, that was not at all in conflict with the standard energy efficiency programs. Referring to the existing energy efficiency programs designed to target "hard to reach" customers, Peck noted that these programs were in dire need of this full \$50 million, while the LIEE programs would be adequately funded through the end of 2001 without the additional \$25 million. Peck pointed out that SBX1 5 contains a provision for the appliance replacement funds that requires a customer contribution and that this is inconsistent with the LIEE programs. Peck suggested that the legislation therefore did not intend for this \$25 million to be transferred to LIEE. In addition to this, Peck, during her meeting with Linda Serizawa, pointed out that the current allocation of funding for the LIEE program is inconsistent with the legislative intent of SBX1 5. Peck requested that the Commission authorize San Diego Gas & Electric Company to change its cost allocation in the text of the decision.

**Filer: San Diego Gas & Electric Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**e-mail: rlecamus@sempra.com**

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| 05/04/01 | I00-11-002 | Order instituting investigation into the adequacy of the Southern California Gas Company's and San Diego Gas & Electric Company's (SDG&E) gas transmission systems to serve the present and future gas requirements of the SDG&E's core and noncore customers. |
|----------|------------|--|

**Summary: LATE FILED.** On April 30, 2001, Lad Lorenz, director of Capacity Operations Planning, Southern California Gas Company (SoCalGas), participated in a telephone conference with Laura Krannawitter, advisor to Cmmr. Duque. Also participating were Julie Halligan, advisor to Cmmr. Bilas, Richard Myers, Dorris Lam and Joyce Alfton of the Energy Division, Harvey Morris of the Legal Division, Steve Watson, Capacity Planning Manager, SoCalGas, and Gillian Wright, Sempra Energy Regulatory Case Manager. Lorenz explained that SoCalGas plans firm capacity

expansions as follows: 85 million sfd at Wheeler Ridge to take gas from either Kern River or Pacific Gas and Electric Company; 50 million sfd at North Needles, designed to take additional gas off the Transwestern system; and 40 million cfd to enhance SoCalGas' ability to receive production from San Joaquin Valley. Lorenz explained that SoCalGas is actively evaluating other potential expansion projects. Lorenz stated that, relative to other opportunities to expand SoCalGas capacity, a Topock expansion would be very expensive and would take a long time to complete.

**Filer: Southern California Gas Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**e-mail: rlecamus@sempra.com**

05/04/01      A00-10-044      Altrio Communications, Inc., for a Certificate of Public Convenience and Necessity to operate as a Provider of facilities-based and Resale Local Exchange and Interexchange Telecommunications Services within the State of California.

**Summary:** On May 1, 2001, Rick Zbur of Latham & Watkins, counsel for Altrio Communications, Inc. (Altrio), met with ALJ Pulsifer in San Francisco. Also present were Andrew Barnsdale, John Boccio, and Nicholas Procos of the Environmental Division, and Dave Rozzelle, President and Chief Executive Officer, Steve Ross, General Counsel, and Cynthia McClain-Hill, counsel, for Altrio. Richard Cameron, Steve Roehler, and Olman Valverde, counsel for Altrio, participated in the meeting by telephone. A draft amendment to the application (attached to the notice) was used. Altrio representatives reiterated the arguments set forth in the application and the form of an amendment to the application to allow for a two-step consideration for authority sought.

**Filer: Altrio Communications, Inc.**

**Contact: Richard S. Zbur**

**Phone: (213) 485-1234**

05/04/01      A00-05-013      Pacific Gas and Electric Company, for 2001 Cost of Capital and for Annual Cost of Capital Adjustment Mechanism.

**Summary:** On May 1, 2001, Robert Cagen, Legal Division, representing the Office of Ratepayer Advocates (ORA), participated in a meeting with Cmmr. Wood in San Francisco. Also present were ALJ Galvin, Linda Serizawa, advisor to Cmmr. Wood, Jan Reid of the ORA, Ron Knecht, and the following representatives of Pacific Gas and Electric Company (PG&E): Dick Patterson, Shirley Woo, Les Guliasi, Jasmin Ansar, and Kent Harvey. Referring to ROE, Cagen noted that 11.22% in the proposed decision (PD) is too high. Cagen urged the Commission to deny PG&E's request to reopen the cost of capital proceeding. Cagen stated that the PD inappropriately considers matters, which occurred after the record was closed, and that without consideration of such matters, the ROE would have been set at 10.8% or less. Cagen stated that the PD unlawfully considers extra-record facts of PG&E's financial distress to increase ROE,

but then fails to consider facts occurring during the same time period which decrease ROE. Cagen stated that increased risk to PG&E is not a lawful or relevant reason to increase ROE or to reopen the proceeding. Reid stated that the Commission should only compensate PG&E, in the cost of capital proceeding, for market risks and that other proceedings are available to address other costs and risks.

**Filer: Office of Ratepayer Advocates**

**Contact: Rosario Espino**

**Phone: (415) 703-1160**

**e-mail: [mre@cpuc.ca.gov](mailto:mre@cpuc.ca.gov)**

**Summary:** On May 2, 2001, Ron Knecht met with Cmmr. Brown in San Francisco. Also present were Jan Reid for the Office of Ratepayer Advocates (ORA), and Robert Cagen of the Legal Division, representing the ORA. Knecht stated that the proposed decision (PD) reaches outside the record selectively and unfairly to raise the allowed return on common equity (ROE) without recognizing that the same factors plus other relevant information would also lower Pacific Gas and Electric Company's (PG&E) common equity, change its capital structure, reduce its allowed rate of return on rate base and its revenue requirement. Knecht stated that there is no legitimate reason to raise the ROE for the post-record information, because it does not apply to distribution risk and involves accomplished facts that are not compensable. Knecht stated that the effect of a cut in common equity for ratemaking purposes, as a result of PG&E's bankruptcy filing, would lead to great decreases in cost-of-capital-related revenue requirements. Knecht noted the record supports an allowed ROE of about 10.5%. Knecht also argued that the PD and the revised PD err factually.

**Filer: Ron Knecht and Ray Czahar**

**Contact: Ron Knecht**

**Phone: (650) 968-0115**

**e-mail: [RonKnecht@aol.com](mailto:RonKnecht@aol.com)**

**Summary:** On May 1, 2001, Ron Knecht met with Cmmr. Wood in an all-party meeting in San Francisco. Also present were: ALJ Galvin, Linda Serizawa, advisor to Cmmr. Wood, Robert Cagen, Legal Division, representing the Office of Ratepayer Advocates (ORA), Jan Reid of the ORA, Fay Fua of the Commission, John Hughes of Southern California Edison Company, and the following representatives of Pacific Gas and Electric Company (PG&E): Dick Patterson, Shirley Woo, Jasmin Ansar, Kent Harvey and one other person. Knecht stated that the proposed decision (PD) reaches outside the record selectively and unfairly to raise the allowed return on common equity (ROE) without recognizing that the same factors plus other relevant information would also lower PG&E common equity, change its capital structure, reduce its allowed rate of return on rate base and its revenue requirement. Knecht stated that there is no legitimate reason to raise the ROE for the post-record information, because it does not apply to distribution risk and involves accomplished facts that are not compensable. Knecht stated that the effect of a cut in common equity for ratemaking purposes, as a result of PG&E's bankruptcy filing, would lead to great decreases in cost-of-capital-related revenue requirements. Knecht noted the record supports an allowed ROE of about 10.5%. Knecht also argued that the PD and the revised PD err factually.

**Filer: Ron Knecht and Ray Czahar**

**Contact: Ron Knecht**

**Phone: (650) 968-0115**

**e-mail: [RonKnecht@aol.com](mailto:RonKnecht@aol.com)**

**Summary:** On May 1, 2001, Richard Patterson, Manager, Business and Financial Planning, Pacific Gas and Electric Company (PG&E), met with Laura Krannawitter, advisor to Cmmr. Duque, Kim Malcolm, advisor to Cmmr. Lynch, in two separate meetings in San Francisco. At the meeting with Laura Krannawitter also present was Lynne McGhee, advisor to Cmmr. Duque. Les Guliasi, Director, Regulatory Relations, and Jasmin Ansar, Manager, Regulatory Relations, for PG&E, participated in both meetings. Written material (attached to the notice) was used. Patterson stated that the proposed decision sets the 2001 return on equity (ROE) at 11.22%, which is the same as currently authorized. Patterson stated that the PD appropriately takes into consideration current interest rates and the financial distress of PG&E. Patterson noted that the cost of capital is important since PG&E will invest \$1.5 billion in capital, which is needed for reliability and growth. Patterson explained that it is critical to maintain an adequate return on equity for these investments and that PG&E's cost of capital has increased as a result of the junk bond status of current debt.

**Filer: Pacific Gas and Electric Company**

**Contact: Michelle Brown**

**Phone: (415) 972-5611**

**Summary:** On May 1, 2001, Kent Harvey, Chief Financial Officer, Pacific Gas and Electric Company (PG&E), met with Cmmr. Brown in San Francisco. Also present were David Gamson, advisor to Cmmr. Brown, Linda Serizawa, advisor to Cmmr. Wood, ALJ Galvin, and Les Guliasi, Director, Regulatory Relations, and Richard Patterson, Manager, Business and Financial Planning, PG&E. Written material (attached to the notice) was used. Harvey stated that the proposed decision sets the 2001 return on equity (ROE) at 11.22%, which is the same as currently authorized. Harvey stated that the PD appropriately takes into consideration current interest rates and the financial distress of PG&E. Harvey noted that the cost of capital is important since PG&E will invest \$1.5 billion in capital, which is needed for reliability and growth. Harvey explained that it is critical to maintain an adequate return on equity for these investments and that PG&E's cost of capital has increased as a result of the junk bond status of current debt.

**Filer: Pacific Gas and Electric Company**

**Contact: Michelle Brown**

**Phone: (415) 972-5611**

05/04/01	I89-07-004	Commission investigation for the purpose of addressing all issues related to the biennial resource plan update following California Energy Commission's Seventh Electricity Report.
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**Summary: LATE FILED. AUGMENTATION REQUIRED.** On April 30, 2001, James Squeri, counsel for Commerce Refuse to Energy Authority (Commerce), met with Geoffrey Dryvynsyde, advisor to Cmmr. Lynch, in San Francisco. A handout summarizing Commerce's concerns about the draft decision was used. Squeri conveyed various concerns that Commerce believes undermine the validity of the draft decision

resolving the request of Southern California Edison Company to modify Commission decisions issued in the 1980s. Squeri indicated Commerce's belief that the draft decision is inconsistent with prior Commission precedent favoring resolution of Qualifying Facility-utility contract disputes in the civil courts and relies on a tortured analysis to retroactively clarify the intent of Commission decisions issued over fifteen years ago.

**Filer: Commerce Refuse to Energy**

**Authority**

**Contact: Cindy Addad**

**Phone: (415) 392-7900**

**Summary:** On May 1, 2001, James Squeri, counsel for Commerce Refuse to Energy Authority (Commerce), met with Cmmr. Wood, Cmmr. Brown, Cmmr. Duque, and Cmmr. Bilas, in four separate meetings in San Francisco. At the meeting with Cmmr. Wood also present was Steven Weissman, advisor to Cmmr. Wood; with Cmmr. Brown – David Gamson, advisor to Cmmr. Brown, with Cmmr. Duque – Lynne McGhee, advisor to Cmmr. Duque, and with Cmmr. Bilas – Ann Watson, advisor to Cmmr. Bilas. A handout (attached to the notice) summarizing Commerce's concerns about the draft decision was used. Squeri conveyed various concerns that Commerce believes undermine the validity of the draft decision resolving the request of Southern California Edison Company to modify Commission decisions issued in the 1980s. Squeri indicated Commerce's belief that the draft decision is inconsistent with prior Commission precedent favoring resolution of Qualifying Facility-utility contract disputes in the civil courts and relies on a tortured analysis to retroactively clarify the intent of Commission decisions issued over fifteen years ago.

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